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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2509 OF 2002

Nirmal Tandon).. Plaintiff

V/s.

M/s.Avant Corporation and another).. Defendants

Mr.S.N. Trivedi for the Plaintiff.

Mr.Dilip L. Zinjarde i/b.M/s.Ashwinikumar & Co.
for Defendant No.1.

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **3RD APRIL 2006**

P.C.:

. The present Suit has been filed to recover the amounts due in respect of the Bill of Exchange drawn on Defendant No.1 and accepted by Defendant No.2. The Plaintiff had advanced an amount of Rs.1,00,000/- against this Bill of Exchange which was to be repaid with interest at the rate of 18% per annum.

2. By the order of 26th October 2005, the Summons for Judgment has been made absolute against Defendant No.1. The Suit was decreed as prayed for against Defendant No.1. Liberty was given to the Plaintiff to apply for a decree against Defendant No.2.

3. The Bill of Exchange indicates that Defendant No.2 has accepted the same. On its dishonour, the

Plaintiff is entitled to a decree.

4. No appearance has been filed on behalf of Defendant No.2. Hence, decree as prayed for.